

1902-042 Chancery Causes: Ada Kane vs. Daniel Kane
Lee Co.

CA-Divorce
T-Vices

To the Hon. H. A. W. S^Keen, Judge of the Circuit Court for Lee County, :

Your orator, Ada Kane, a citizen of Lee County, would respectfully represent unto your honor, that on the day of 18--- she intermarried with one Daniel Kane; that they lived together for a few years, and had born to them one child; that the said Daniel some few years after they were married to one another was indicted and charged, tried and convicted and sentenced to the penitentiary of this State for breaking and entering a store house; that after he had served his time out in the penitentiary, he returned and he and your orator lived together as man and wife for a year or two, ~~at~~ until their child died; that after their child died, the said Daniel deserted your orator, more than three years before the institution of this suit, and has ever ^{since} lived away from and apart from your orator; that he also after he left your orator took up with and lived with another woman as his wife at or near Big Stone Gap, and with her committed adultery; that the name of this woman is unknown to your orator; that both the desertion, and adultery aforesaid were without the consent and connivance of your orator; that since the ⁺deser⁺tion and adultery aforesaid, your orator has not co-habited with or condoned in any way the offence of said Daniel Kane; that your orator is ^{been} now and has been for more than a year prior to the institution of this suit a resident of this County and State; that said Daniel Kane is now a non-resident of this State; and that your orator has in no way connived at the ⁺said deser⁺tion and adultery of said Daniel Kane.

The premises considered, your orator is advised that she is entitled to under the laws of this State to a divorce ^{matrimonii} a vinculo, - for ever dissolving the bonds of matrimony, now existing between them; and to that end she humbly prays; and she further prays that an order of publication be duly made made and posted for said Daniel Kane; that said Daniel Kane be made a party defendant to this bill; that he be required to answer the said allegations, but he need not do so on oath, as that is waived; that all other further and general relief be granted your orator, that the nature of her cause may require. And she will ever pray, etc. May Spa. issue, etc.

Perunington Mrs. P. G.

Virginia,

Lee County, to-wit:-

This day Luther Cecil appeared in person before me, a justice of
of the peace ~~xxxxxxx~~ in and for the county and State aforesaid, and made
oath that Daniel Kane against whom Ada Kane has lately instituted a suit
in equity, in the Circuit Court for Lee County, is a non-resident of this
State.

Given under my hand, this the 3rd day of Sept., 1900.

J. H. Skaggs J.P.

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Filed Sept 6th 1900

A. B. Munsey Clerk

Ada Kane

vs. } Bill for Divorce

Daniel Kane

1900. 2nd Sept rules Bill
filed & Order of Publication
& Contd

" 1st October rules O.P.
Complete & Cause set for
hearing

June Term 1902
Dismissed

1900 to 10

E.W. PENNINGTON.

ROBT. L. PENNINGTON.

Pennington Bros.

ATTORNEYS AT LAW.

JONESVILLE AND PENNINGTON GAP VA.

In the Clerk's Office of the Circuit Court of the County of
Lee on the 6th day of September 1890.

against

Ada Kane

Plaintiff

Daniel Kane

Defendant

} In Chancery

The object of this suit is to dissolved ^{of Matrimony} bonds, heretofore Contracted
and now existing between the plaintiff and the defend-
ant

And an affidavit having been made and filed that the defendant Daniel Kane

not resident of the State of Virginia, it is ordered that he do appear here within fifteen days
after due publication hereof, and do what may be necessary to protect his interest in this suit. And
it is further ordered that a copy hereof, be published once a week for four weeks in the South-West
Virginian, and that a copy be posted at the front door of the court-house of this County
on the first day of the next term of the Circuit Court.

A copy—Teste:

Pennington Bros p. q.

A B Mursey Clerk.

Ada Kane

vs. }

ORDER OF
PUBLICATION.Daniel Kane

Virginia Lee County to-wit
I A. B. Munsey Clerk of
the Circuit Court for
Lee County do hereby
Certify that I posted an
office Copy of the within
Order of Publication at
the front door of the
Court-house of Lee Co
on the 1st day of the
Sept Term of the County
Court of said County.
Given under my hand
this the 18th day of
Sept 1900.

A. B. Munsey Clerk